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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

29 GIL CROSTHWAITE, et al. as Trustees of the  
30 OPERATING ENGINEERS HEALTH AND  
31 WELFARE TRUST FUND FOR NORTHERN  
32 CALIFORNIA, et al.,

Case No.: C07-4995 CRB

**REQUEST TO CONTINUE CASE  
MANAGEMENT CONFERENCE**

33 Plaintiffs,  
34 v.  
35 DUN ENGINEERING SERVICES, INC., and  
36 MARK THOMAS JONES,  
37 Defendants.

Date: February 1, 2008  
Time: 8:30 a.m.  
Judge: Honorable Charles Breyer

38 Plaintiffs hereby request continuance of the Case Management Conference currently set for  
39 February 1, 2008 at 8:30 a.m. before the Honorable Charles R. Breyer:

40 1. Defendants have retained counsel, but have not filed a response to the Complaint as  
41 of today's date. Plaintiffs have provided their counsel with extensions of time to respond so that  
42 they could schedule their audit (as requested in the Complaint) with the Trust Funds' auditors,  
43 review the findings of that audit, and to resolve any reporting or payment discrepancies found in  
44 the audit.

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48 **REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE  
49 CASE NO.: C07-4995 CRB**

2. The audit has been completed and reviewed by defendants, who made an offer for resolution, to be reviewed by plaintiffs. Plaintiffs are ready to respond but the parties have not yet discussed that response.

3. Plaintiffs therefore request that the Case Management Conference be continued for approximately 60 days to allow the negotiations to be finalized, and for the matter to be resolved between the parties.

Dated: January 25, 2008

SALTZMAN AND JOHNSON  
LAW CORPORATION

By: \_\_\_\_\_ /s/ \_\_\_\_\_  
Muriel B. Kaplan  
Attorneys for Plaintiffs

IT IS SO ORDERED.

The currently set Case Management Conference is hereby continued to \_\_\_\_\_ at \_\_\_\_\_, and all previously set deadlines and dates related to this case are vacated, to be reset at that Conference.

Date: \_\_\_\_\_ United States District Court Judge

**REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE  
CASE NO.: C07-4995 CRB**

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4 PROOF OF SERVICE  
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7 I, the undersigned, declare:

8 I am a citizen of the United States and am employed in the County of San Francisco, State  
9 of California. I am over the age of eighteen and not a party to this action. My business address is  
10 120 Howard Street, Suite 520, San Francisco, California 94105.

11 On January 25, 2008, I served the following document(s):

12 **REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE**  
13

14 on the interested parties in said action by placing a true and exact copy of each document in a  
15 sealed envelope with postage thereon fully prepaid, in a United States Post Office box in San  
16 Francisco, California, addressed as follows:

17 **William Hancock, Esq.**  
18 **575 E. Locust Ave., Suite 203**  
19 **Fresno, CA 93720**

20 I declare under penalty of perjury that the foregoing is true and correct and that this  
21 declaration was executed on this 25<sup>th</sup> day of January, 2008, at San Francisco, California.

22  
23 \_\_\_\_\_/s/  
24 Andrea Gonzalez  
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**REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE**  
**CASE NO.: C07-4995 CRB**